



"Express Mail" mailing label number: EV172275197US

Date of Deposit: Oct 9, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Box Non-Fee Amendment, Commissioner for Patents, Washington D.C. 20231.

Typed or Printed Name of Person Mailing Paper or Fee: LMDA Center

Signature: Linda Center

PATENT
Docket No.: P1412

#74
H.Q.J
10/23/02

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

OCT 15 2002

TECH CENTER 1600/2900

APPLICANT: CHIH-HUI LIN
WEN-CHING CHENG

SERIAL NO.: 10/085,848

EXAMINER: HERBERT J. LILLING

FILED: FEBRUARY 27, 2002

ART UNIT: 1651

FOR: EUPHORBIA ANTIQUORUM EXTRACT AND
A PHARMACEUTICAL COMPOSITION
CONTAINING THE SAME FOR TREATMENT OF
CANCERS (AS AMENDED)

BOX NON-FEE AMENDMENT
COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

RESPONSE TO NOTICE OF INFORMALITY RE: PAYMENT OF FEE

Dear Sir:

This is responsive to the Notice of Informality RE: Payment of Fee dated September 21, 2002, in the above-referenced case. Applicant respectfully requests favorable consideration of this response.

REMARKS

Applicant received a Notice of Informality requiring payment of additional claims fee based on claim cancellation and addition of new claims in a Response to Office action dated June 12, 2002, and response filed September 12, 2002. In the Notice of Informality, the Claims as Amended calculation shows 29 total claims remaining after amendment or 9 extra claims over the number of claims previously paid for, 20, and shows 5 independent claims remaining after amendment or 1 extra claim over the number of independent claims previously paid for, 4.

Applicant respectfully directs the Examining Attorney's attention to page 18 of the Response to Office Action referred to above, wherein Applicant states "**Please cancel claims 1 and 2 without prejudice, and please cancel non-elected claims 3-14. Please add claims 15-31, as follows, no new matter has been added:**" Applicant recognizes the statement may not have been well placed for clarity, and Applicant respectfully apologizes for any inconvenience Applicant may have caused.

Applicant respectfully submits the following tables showing fees paid at the time of original filing, February 27, 2002, and Applicant's calculation of claims fee after the above-referenced Response to Office Action. According to Applicant's calculation no additional fees are due.

CLAIMS AS FILED BY APPLICANT, A SMALL ENTITY

(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) BASIC FEE \$370.00
TOTAL CLAIMS	14-20=	0	x\$9.00	0.00
INDEPENDENT CLAIMS	4-3=	1	x\$42.00	42.00
ANY MULTIPLE CLAIMS	0	0		0.00
SURCHARGE				0.00
TOTAL FILING FEE				\$412.00

CLAIMS AS AMENDED SEPTEMBER 12, 2002, BY APPLICANT, A SMALL ENTITY

(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) BASIC FEE
TOTAL CLAIMS	17-20=	0	x\$9.00	0.00
INDEPENDENT CLAIMS	3-3=	0	x\$42.00	0.00
ANY MULTIPLE CLAIMS	0	0		0.00
SURCHARGE				0.00
TOTAL FILING FEE				\$0.00

Applicant submits with this response a marked up copy of the Patent Application Fee Determination Record Form PTO-875, and the Claims Only Form PTO-2022 with corrections marked in red.

CONCLUSION

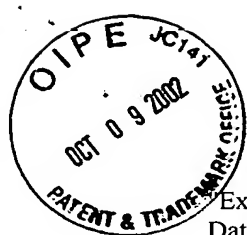
In light of the foregoing remarks, Applicant believes no additional fees are due, and requests favorable consideration of Applicant's request to dismiss the additional fees. Applicant believes this application is in condition for allowance and respectfully requests the same.

Respectfully submitted,



Michael V. Lancaster, Ph.D.
Reg. No. 51,915

MVL/rm
Date: October 9, 2002
LARIVIERE, GRUBMAN & PAYNE, LLP
P.O. Box 3140
Monterey, CA 93942-3140



10-11-02

1651

Express Mail" mailing label number: EV172275197US

Date of Deposit: October 9, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Box Non-Fee Amendment, Commissioner for Patents, Washington D.C. 20231.

Typed or Printed Name of Person Mailing Paper or Fee: Linda CantrellSignature: Linda Cantrell

PATENT
Docket No. P1412

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: CHIH-HUI LIN
WEN-CHING CHENG

SERIAL NO.: 10/085,848 EXAMINER: LILLING, HERBERT J.

FILED: FEBRUARY 27, 2002 ART UNIT: 1651

FOR: EUPHORBIA ANTIQUORUM EXTRACT AND
A PHARMACEUTICAL COMPOSITION
CONTAINING THE SAME FOR TREATMENT OF
CANCERS (AS AMENDED)

BOX NON-FEE AMENDMENT
COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

RECEIVED
OCT 15 2002
TECH CENTER 1600/2900

TRANSMITTAL LETTER

Dear Sir:

In connection with the above-referenced patent application, transmitted herewith are the following:

1. Response to Informality RE: Payment of Fee (3 pages);
2. Corrected copy of Patent Application Fee Determination Record Form
PTO-875 (1 page);
3. Corrected copy of Claims Only Form PTO-2022 (1 page); and
4. Post card in acknowledgment of receipt of all transmitted materials.

CLAIMS AS FILED BY APPLICANT, A SMALL ENTITY

(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) BASIC FEE \$370.00
TOTAL CLAIMS	14-20=	0	x\$9.00	0.00
INDEPENDENT CLAIMS	4-3=	1	x\$42.00	42.00
ANY MULTIPLE CLAIMS	0	0		0.00
SURCHARGE				0.00
TOTAL FILING FEE				\$412.00

CLAIMS AS AMENDED SEPTEMBER 12, 2002, BY APPLICANT, A SMALL ENTITY

(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) BASIC FEE
TOTAL CLAIMS	17-20=	0	x\$9.00	0.00
INDEPENDENT CLAIMS	3-3=	0	x\$42.00	0.00
ANY MULTIPLE CLAIMS	0	0		0.00
SURCHARGE				0.00
TOTAL FILING FEE				\$0.00

Please date-stamp the enclosed post card and return same to the undersigned in acknowledgment of receipt of all transmitted materials.

Respectfully submitted,



Michael V. Lancaster, Ph.D.
Reg. No. 51,915

MVL/rm
Date: October 9, 2002
LARIVIERE, GRUBMAN & PAYNE, LLP
P.O. Box 3140
Monterey, CA 93942-3140
(831) 649-8800